IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 20TH DECEMBER 2006 / 29TH AGRAHAYANA 1928

Bail Appl..No. 7528 of 2006()

CR. NO. 50/06 OF ANCHAL EXCISE RANGE

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PETITIONER/ACCUSED

SARASWATHY @ UUNDACHY, D/O.PARUKUTTY,
RATHEESH BHAVANAM, ERINCHIKKAL DESOM,
ASTHAMANGALAM WARD, PUNALUR MUNCIPALITY,
PATHANAPURAM TALUK.

BY ADV. SRI. K.SIJU
SRI.S.SUDHEESHKAR

RESPONDENTS: STATE

STATE OF KERALA, REPRESENTED BY
EXCISE INSPECTOR, ANCHAL, THROUGH PUBLIC
PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. A.S. SIVAKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 20/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application No. 7528 of 2006

Dated: 20-12-2006

O R D E R

Petitioner who is the sole accused in C.R. No. 50/06 of Anchal Excise Range for offences punishable under Sections 8(1) and 8(2) of the Abkari Act for allegedly having been found in possession of four liters of illicit arrack on 20-11-2006 and who was arrested on the same day, seeks her enlargement on bail.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor. The learned Public Prosecutor opposed the application submitting inter alia that the petitioner is an accused in another case involving similar offence.

3. I am not satisfied that both the grounds enumerated under Clause (b)(ii) of Sec. 41A of the Abkari Act are present in this case so as to justify the release of the petitioners on bail.

This application is accordingly dismissed.

Sd/-V. RAMKUMAR, JUDGE.

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